Neckwear

Iyou can't decide on anything else, why buy lm a couple of Ties. Nothing shows up niceror an inexpensive Xmas gift-or, there's hundeds of swell gifts here, for men and boys -used as well as beautiful.

see the Rich Xmas Windows.

When Clothing Co.

30 to 40 N. Pennsylvania Street.

BONDS

\$35,000 Wells Co Ind. 4% Funding Bonds

\$5,000-de December 1, 1901 \$10,000-de December 1, 1902 \$10,000-de December 1, 1903 \$10,000-de December 1, 1904

Assessed valudon.....\$12,500,000 Total debt..... \$168,000 Prices and parculars upon application.

CAMPBEL, WILD & CO. 205 Strenson Building.

INVALID' RUBBER GOODS. Air Beds, Pillo and Chair Cushions, Hospital Rings, Urinals, ad Pans, Fountain and Bulb Syringes, Hot Wter Bottles, Stomach Tubes and Shower Bath

WM. HARMSTRONG & CO. -- SURGICAL NSTRUMENT MAKERS--222 and 4 South Meridian St.

THE TREAT NEGOTIATED BY THE

POWER AT THE HAGUE.

Prompt Ratication Urged by the Presiden-Mr. Tripp's Report on amoan Affairs.

WASHINGTON, Dec. 20 .- The President to-day sent to the Senate the treaty negotiated by the powers at The Hague last July for the pacific settlement of disputes between nations and the declaration to prohibit for five years the launching of explosive from balloons. The Senate immediately removed the injunction of secrecy. he treaty was published at the time. The President's message was a formal lettr of transmittal, except that it invited atention to an accompanying report from the secretary of state urging immediate ation by the Senate. The secretary's eport follows:

"To be President-The undersigned, secretary of state, has the honor to lay before the President, with a view to their transmssion to the Senate, to receive the advice and consent of that body to their ratification, a copy of a convention for the pacific settlement of international disputes, signed at The Hague on July 29, 1899, by the plenipotentiaries of the United States Beigium, Denmark, Spain, Mexico, France, Montenegro, the Netherlands, Persii, Portugal, Roumania, Russia, Siam, Swedn and Norway and Bulgaria, and a copy of the declaration to prohibit for a term of five years the launching of projectiles and explosives from balloons or by other methods of a similar nature, signed at The Hague on July 29, 1899, by the plenipotentiaries of the United States and of the powers represented at the interna-

tionil peace conference at The Hague. "The original of each of these two instruments was signed in a single copy, which remains in the archives of the Netherlands government. The Department of State is advised by the minister of the United States at The Hague that since July 29 the following signatures have been attached to the convention for the pacific settlement of international disputes: By the plenipotentiary of Italy, on Oct. 12 1839; by the plenipotentiary of Austria-Hungary, Oct. 17, 1899; by the plenipoten-tiary of Luxembourg, Oct. 26, 1899; by the plenipotentiary of Servia, Nov. 17, 1899. 'In signing the convention the following declaration was made by the representatives of the United States: 'Nothing construed as to require the United States of America to depart from its traditional policy of not intruding upon, interfering with or entangling itself in the political questions or policy of internal administration of any foreign states; nor shall anything contained in the said convention be construed to imply a relinquishment by the United States of America of its traditional attitude toward purely American ques-

"I respectfully recommend that the attention of the Senate be called to the importance of immediate action being taken on the convention, in view of the fact that a sufficient number of ratifications will soon be obtained to authorize the organization of the tribunal, and the large part taken by the United States in the preliminary work renders it desirable that this country should not occupy a secondary

AN INTERESTING REPORT.

Bartlett Tripp's Comments on What

He Saw in Samoa. WASHINGTON, Dec. 20 .- In accordance with a request from the Senate the President to-day transmitted to that body the personal report of Hon. Bartlett Tripp, the United States member of the Samoan Commission, to the secretary of state. Mr. Tripp's report is quite apart from the joint report of the commission, and goes more into detail on the exciting events in Samoa which the commission dealt with. He says that when the commission arrived in Samoa seven warships were anchored in the quiet little harbor of Apla, but not a single vessel of commerce was to be seen about those beautiful islands. On land soldiers, white and native, were patrolling every-A thousand natives, armed with British rifles, paraded past. Outside the town thousands of natives were in arms. The commanders of the war vessels be-Heved, Mr. Tripp said, that but for the enforced armistice, under orders from the great powers, the troops of Malietoa, with the assistance of British and American marines; would have easily conquered the forces-of Mataara, ended the contest, and established Malietoa firmly on his throne. He then recounts the disarming of the natives and the upholding by the commission of the validity of Chief Justice Chambers's decision favorable to Malietoa. In this connection Mr. Tripp says the judgment is necessarily conclusive, though the reasons of the court by which it reaches such conclusions be ever so fallacious. Elsewhere Mr. Tripp refers to Judge Chambers as a "good lawyer and an honest man." He says the individual commissioners were free to express in their separate reports the conduct of the individuals growing out of the controversy on Judge Chambers's decision, but he does not go at length into the matter. He says both the Germans-Marquardt and Hunanal-who were under

commission, there being no competent evidence against them.

It might not have been in bad taste, he points out, for white men to have espoused the cause of either candidate for native King, but no rule of law or ethics made it wrong. Mataafa was the choice of an overwhelming majority of the Samoans, but in Samoa, Mr. Tripp says, "the select few, and not the people, determine the election of chiefs and Kings." As to the course of Admiral Kautz, it is maintained that the general instructions of the naval commanders sufficed to authorize the putting down of an armed rebellion against the lawful government, and Mr. Tripp is of opinion that the instructions were not violated by obeying the orders of a majority

of the three consuls. Mr. Tripp then explains in detail the abolition of the kingship and the new form of tripartite government proposed by the commission, which, however, is no longer pertinent since the partition of Samoa. He strongly urges the dissolving of this partnership of nations, which has no precedent for its creation, nor reason for its contin-

The chief importance of the Samoan islands, Mr. Tripp points out, lies in their location in the great future pathway of commerce. In particular, he details the strength and general availability of Pago Pago harbor, and says we should not look with favor on a foreign effort to share these advantages. Lists of the claims filed and much documentary evidence is also submitted by Mr. Tripp.

SHOT AT THE CLOTH.

Judge Scott Says Omaha Preachers Are Mostly Hypocrites.

Mackey and the Rev. H. C. Herring, who were held in contempt by Judge Scott and refused a new trial, will not have to go to jail, as threatened by the judge. Their attorney this morning appeared before the Supreme Court at Lincoln and secured a writ of supersedeas, which admits the defendants to ball. Bond is fixed at \$500 each. which was immediately arranged for. It will probably be several months before the case comes on for a hearing. Meantime Judge Scott will step down from the bench, his term expiring Jan. 1. The judge took a parting shot at the ministers, saying: "The pulpits of Omaha are covered with a thin veneer, and even that is not religion,

CALL FOR CONVENTION

NATIONAL COMMITTEE'S ADDRESS TO REPUBLICAN ELECTORS.

Method of Electing Delegates to the Body That Will Ratify McKinley's Popular Nomination.

WASHINGTON, Dec. 20 .- The following call for the next Republican national convention was issued to-day:

"To the Republican Electors of the United "In accordance with established custom and in obedience to instructions of the national convention of 1896, the national Republican committee directs that a national convention of delegated representatives of the Republican party be held at the city of Philadelphia, Pa., for the purpose of nominating candidates for President and Vice President, to be voted for at the presidential election Tuesday, Nov. 6, 1900, and for the transaction of such other business as may properly come before it, and that said convention shall assemble at 12 o'clock

noon, on Tuesday, June 19, 1900. "The Republican electors of the several States, the District of Columbia and the erritories, and all other electors, without regard to past political affiliation, who believe in the principles of the Republican party and indorse its policies, are cordially invited to unite under this call in the selection of candidates for President and

"Said national convention shall consist of a number of delegates from each State equal to double the number of United States senators to which each State is entitled, and for each representative at large in Congress two delegates at large; from each congressional district and the District of Columbia, two delegates; from each of the territories of Alaska, Arizona, Indian Territory, New Mexico and Oklahoma, two said convention an alternate delegate shall be elected to act in the absence of the delegate, such alternate delegate to be elected at the time and in the manner of electing

"All delegates shall be elected not less than thirty days before the meeting of the national convention. Delegates at large shall be elected by popular state and territorial conventions, of which at least thirty days' notice shall have been published in some newspaper or newspapers of general circulation in the respective States and

shall be elected by conventions called by the congressional committee of each district, in the manner of nominating the candidate for representative for Congress in said district; provided, that in any congressional district where there is no Republican congressional committee the Reublican state committee shall appoint from among the Republicans resident in such district a committee for the purpose of calling a district convention to elect

delegates to represent said district. "The election of delegates from the District of Columbia shall be held under the direction and supervision of an election board composed of Hon. John B. Cotton, Mr. W. C. Chase and Mr. L. M. Saunders. Such board shall have authority to fix the date for such election and to arrange all details and regulations incident thereto. and shall provide for a registration of the votes as cast, such registration to include the name and residence of each voter. "The territorial delegates shall be elected the manner of nominating candidates for delegates to Congress, and delegates

from the Indian Territory and Alaska shall be elected by popular convention. "We recommend that the Territories of Arizona, Indian Territory, New Mexico and Oklahoma each elect six delegates and six alternate delegates, and that Alaska elect four delegates and four alternate delegates, and the admission of such additional delegates to the convention is hereby

recommended. "All notices of contests should be sub mitted in writing, accompanied by a printed statement setting forth the ground of contest, which shall be filed with the secretary of the national committee twenty days prior to the meeting of the national convention. Contests will be acted upon by the national convention in order of the date of filing the notice and statement with

"M. A. HANNA, Chairman. "CHARLES DICK, Secretary."

A box of Y. B. 10-cent Clgars is a Christmas present that nearly every man arrest, were immediately discharged by the | wishes he would get.

Y PATROLMAN STODDARD, WHO WAS RECENTLY DISCHARGED.

Comes Under an Ordinance Passed Last March-Trip to Gas Field -City Affairs.

At the meeting of the Board of Public Safety yesterday morning Elmer Stoddard, one of the discharged patrolmen, filed a claim with the board for \$6.60 for thirtythree hours' extra duty at 20 cents an hour. Stoddard makes this demand under an ordinance passed by the City Council last March providing for compensation at 20 cents an hour for policemen who work ex-

No appropriation was made at the time, however, for the payment of such claims, and up to the time that Stoddard made his claim no other policeman had made a demand for extra pay. Superintendent Quigley confessed that he had kept no account of the extra time put in by patrol-

President Roth, of the board, called in City Controller Johnson and asked his opinion on the matter. Mr. Johnson said the ordinance was no doubt legal, but that there had been no appropriation to pay the bills. In his opinion the Council will have to make a special appropriation to meet the demands for extra work which will no doubt pour in since the wholesale dismissal of patrolmen. It is said that some of the other policemen have larger claims than the one filed by Stoddard, and many of them will be filed with the board. 'ine claim of Stoddard was referred to City Attorney wern, and he will make some decision in a day or two. The board passed suitable resolutions on the death of Webb Robertson, who was a member of the fire department, and decided to attend his funeral to-morrow.

INDIGNATION RUNS HIGH

al of City Employes.

While the clerk of the Board of Public Safety said yesterday afternoon that no petitions had been filed with the board for the reinstatement of any of the discharged patrolmen or firemen, the matter has not been dropped by any means. The truth of the matter is that the indignation against the board and "Croker" Roth is higher now than it has been at any time, and shows no signs of abating.

be investigated by the City Council seems to be an assured fact. Last night one of OMAHA, Neb., Dec. 20 .- The Rev. T. J. the most prominent members of the Councii said that he will study the city charter to ascertain just what can be done by the Council in the matter. He said that many prominent business men have suggested to him that the Council should probe the matter to the bottom and ascertain if possible just what was the cause for the wholesale guillotining. The Council will no doubt begin this investigation early next year, and the records of all the discharged men will be used as evidence in their favor or against them. The men who were cut off by "Boss" Roth will also be called on to testify, and an effort will be made to find out what part Charles Polster played in the naming of the new men. A few sensations are promised in this

matter before the citizens of Indianapolis let it drop. It is said that some of the discharged policemen will make a demand on Mayor Taggart for the return of their political assessments. Friends of Patrolman Kurtz, who was included in the crowd of men dismissed, say that ex-Councilman Al Harston had a great deal to do with his discharge, as Kurtz had entered Harston's gambling house near the fair grounds during the state fair.

THE COMMITTEE'S TRIP.

A Visit to the Gas Field Will Be Made Next Week.

The members of the committee on con will meet to-day and decide when the trip shall be made into the gas field for the purpose of investigating the gas question. It is likely that the committee will make the tour of inspection early next week just after Christmas. Representatives of both the Indianapolis Gas Company and the Consumers' Gas Trust have invited the committee to take a trip into the field at the expense of the respective companies, that some arrangements will materialize whereby the trip can be made without accepting the offer of the gas companies. There is no appropriation to pay the expenses of such a trip, and it is believed that if an ordinance were to be passed that Mayor Taggart would veto it. There is not enough time to spend in making arrangements for paying the expenses out of the twice married, first to James G. Gordon city funds unless some suggestion can be who advised the committee to make such a trip, will pilot the committee through the gas field and offer such suggestions and information as are at his command.

For Sterilizing Milk.

Indianapolis people who use milk may have that necessary article in a purer form soon, for several of the milk dealers are making arrangements whereby a great deal the impurities in some of the milk the milk by patent processes. Dr. Clark, of delegates. For each delegate elected to the city Health Board, was visited vesterday afternoon by a few of the milk importers and they told him of a scheme to use improved sterilizers that have recently been invented to take the impurities from the

Police Pension Fund.

The policemen of the city have made nominations for trustees of the police pension fund as follows: Detective Gerber, Turnkey John Long, Patrolmen Samuel Irish and Martin McGuff. The election of the two trustees will be held next Tuesday evening. They are to succeed Detective Tom Stout and Patrolman Slate, who were dismissed from the force by the Board of Safety. Stout was secretary of the fund, and his successor will be elected after the trustees are chosen.

BOARD OF WORKS ROUTINE.

FINAL ACTION TAKEN. The board took final action upon the esolution for the vacation of the first alley north of Twenty-second street, from Capitol avenue to the first alley east, declaring the alley vacated. The interested property holders waived all assessment of benefits and award of damages made on account

of the vacation ASSESSMENT ROLLS APPROVED. The board approved assessment rolls

showing benefits and damages awarded on account of the opening of Olney street, terday morning. Professor Harker, of the from Tenth street to Sixteenth street and from Twenty-first street to Brookside Park, and ordered legal notice of the assessments to be served upon the interested property holders. The board allowed final estimate and approved an assessment roll in behalf of J. Mann for graveling the roadway and side-

walks of Illinois street, from Arizona street to a point 588.68 feet south thereof. CONTRACT AND BOND APPROVED. The board approved the contract and bond of the Sun Vapor Street Light Commonths of the year 1900 two hundred or out the Ninth congressional district. more vapor street lamps and thirty or more Welsbach lamps to the city.

PETITION DENIED.

The board, upon the written recommendation of the city engineer, denied the petition for paving with brick the roadway of Ellsworth street, from New York street to Vermont street. The board directed the city engineer, in accordance with his written recommendation, to prepare papers for grading and Young & McMurray, Tailors, 42 N. Penn. st.

EXTRA PAY IS DEMANDED graveling the first alley east of Newman ORDINANCE

PETITION FILED. The Indianapolis Water Company filed its petition for the vacation of the Crawfordsville road from Indiana avenue to the Emerich land and for the vacation of Gent avenue from the Crawfordsville road to Indiana avenue. In consideration of said vacation the company agrees to construct without expense a road from the intersection of Indiana avenue and Gent avenue to the Crawfordsville road in front of the Emerich land.

CHRISTMAS DINNER.

The Salvation Army Will Feed Hundreds of People.

The members of the Salvation Army are of Terre Haute. He held that the ordinance \$700 very active in arranging for the Christmas of the city which required the defendant to dinner which they propose to give to the day at the army barracks. They had Court of the State, which held in a simcalculated to feed about one thousand ilar case, that the law was valid. families, but from the lists which the teachers of the public schools have sent in, it is thought the number yill reach nearly fifteen hundred. The army has arranged to send out baskets filled with eatables to families who are unable to attend. The responses to the appeal sent out some time ago for the necessary articles of food have not been up to expectations, and the members of the army would be grateful to persons sending contributions of that kind to Charles H. Swick, at the Fulton Fish Market on North Illinois street.

FALLS FROM HIS WHEEL

WHEN PICKED UP CHARLES PRANGE IS FOUND TO BE DEAD.

He Was an Insurance Company Employe-Thomas J. Montgomery's Death-Other Deaths.

Charles Prange, thirty-five years of age, Because of the Unwarranted Dismiss- a son of Frederick Prange, 328 North Davidson street, died suddenly about 6 o'clock last night, on Michigan street, near the L. E. & W. tracks, only a short distance from the home of his parents. He was riding a bicycle, and just before he reached the tracks F. L. Huffman, the flagman at the

crossing, saw him fall to the ground. It was first thought he had been injured, and the City Hospital ambulance was called. It was found he was dead, and the body was removed to his father's home. It is thought death was due to apoplexy, That the recent wholesale dismissals will but whether he died before he fell or whether the shock occasioned by the fall caused death is not known. He was unmarried, and did not live at home. He was employed by an insurance company.

T. J. MONTGOMERY DEAD.

He Was the Democratic Member of the Board of Public Works.

Thomas J. Montgomery, Democratic member of the Board of Public Works, died yesterday afternoon at his home, 1424 South Meridian street, where he had been ill of Bright's disease for six weeks. He began to fail about three months ago and after the election, in which he was actively engaged, was advised to seek rest. He went to Martinsville, but returned in a few days and it was then his physicians learned the true nature of his trouble and gave but little hope for his recovery.

Mr. Montgomery was twice elected councilman at large, but resigned two years ago to accept a position on the Board of Public Works. He was a member of the Typographical Union. Elks and other organizations. He was thirty-five years of age and had lived in the city from childhood. His mother and sister survive him. The city officials and employes of the city

will meet in Mayor Taggart's office this morning to draft resolutions over the death of Mr. Montgomery. Mayor Taggart is expected home either to-day or to-morrow to attend the funeral which will be held tomorrow. Those who seem to know say that tracts and franchises of the City Council | the mayor will not appoint the new Board of Works for a few days.

Funeral of Webb J. Robertson.

The funeral services of Webb J. Roberton, late member of engine company No. will be held at the home, 126 West Fifteenth street, at 2 p. m. to-morrow. A Captain Hoyle, Captain Monaghan, John Hurley, Albert Gresh, Charles Schuch and James Cullings will act as pallbearers. Burial will be at Crown Hill.

Funeral of Mrs. Mary A. Potts. The funeral of Mrs. Mary A. Potts, who died late Tuesday night at her home, 427 Walcott street, will be held at the home at Mrs. Potts came to Indianapolis in 1836 with her father, Dr. Abner Pope. She was Ind., who died during the civil war.

Dudley Brown's Sudden Death.

Dudley Brown, an inmate at the Central Insane Hospital since February, 1898, died suddenly yesterday morning. He was admitted from Ripley county, where he was quite prominent. The coroner's autopsy showed death was due to an abscess containing water, at the lower portion of the brain. He leaves a widow, son and daugh-

Mrs. Mary J. Daglish's Death.

Mrs. Mary J. Daglish, 1608 North Ala cama street, died at her home yesterday morning after a long illness. Her husband and five children, Anna, Grace, John, Frank and Mrs. John Chestnut, survive

Smallpox in Pesey County.

There is an average of two new cases of smallpox reported in Posey county every day. Many of the citizens of the county refuse to be vaccinated, and despite the efforts of the health authorities the epidemic is spreading. While general vaccination had been enforced among the school children under the law the health authorities cannot compel the vaccination of adults.

Sharkey Passes Through. Tom Sharkey, the pugllist, passed

through Indianapolis yesterday on his way to St. Louis. Accompanying him was his sparring partner, "Bob" Armstrong, who claims the colored championship. The train stopped here about twenty minutes, and when it became known that these celebrities of the prize ring were in town a large crowd gathered around their coach.

Exercises at Butler.

The closing exercises of Butler College for this year were held in the chapel yes-Chicago University, delivered an address. The final examinations of the term will be held to-day and to-morrow. A number of changes will be made in the faculty next year, and it will be made up of twentytwo professors.

Leroy B. Nash's Candidacy.

The candidacy of Leroy B. Nash, of Tipton, for the nomination for reporter of the Supreme Court was formally announced in a letter to the Journal yesterday. Mr. Nash trix of her husband's estate, she could not pany for furnishing during the first six is an attorney and is well known through-

William H. Wright Stricken. Telegraphers in Cincinnati.

William H. Wright, a well known trav-Representatives of the telegraphers on eling salesman, is lying dangerously ill at the Big Four system are again in sesion in Cincinnati seeking an adjustment of the his home, 116 East North street. He was grievances presented to General Manager attacked on the train last Tuesday with schaff last month, but nothing had been what was at first supposed to be paralysis. done up to last night. but which proved to be a congestive chill and heart weakness. Mr. Wright is seventy-one years of age, and owing to his

bring the suit.

VALID advanced age it is thought his illness at

BREWING COMPANY CASE.

Stockyards Case Brief-In the

Higher Courts.

Judge Baker, of the Federal Court, yes-

terday gave a decision in the case of the

Pabst Brewing Company against the city

pay a \$1,000 license was invalid. This de-

that the ordinance fixing the \$1,000 license

fee came in direct conflict with the com-

mercial clause of the national Constitution

because all of its product was manufac-

tured in Wisconsin and shipped to Terre

Haute in original packages. Judge Baker

consin and shipped to this State, it

was interstate commerce, and any ordi-

powers, or under its powers of taxation.

people. The ordinance contains no pro-

vision for the regulation of the business of

handling the beer, or the supervison or

regulation. The ordinance seeks simply to

make the depot or agency pay a tax for

the general revenue of the city, without

either over the custody or the sale of the

Since Indianapolis has a similar ordi-

nance the decision will apply to this city

SUPREME COURT DECISIONS.

A Case in Which Costs Will Not Be

Paid-A Libel Suit.

judgment in the case of George Rowe and

others against John W. Bateman and

others, so that the appellants should not

be taxed with the costs of the appeal. The

appellants, members of the grand jury,

filed a verified accusation of misconduct

against the appellees, county commission-

ers of De Kalb county. The acts of mis-

conduct were all committed before the im-

reachment law was passed in 1897, and on

that ground the Circuit Court decided for

the appellees and refused to remove them

from office. The consideration of an appeal

by the Supreme Court took so long that the

term of office of the commissioners expired

before a decision was reached and the ap-

peal was dismissed. The Circuit Court had

taxed the costs in the case against the

appellants, and the Supreme Court yes-

terday modified that judgment so that

they will not now be liable. As the State

does not pay costs in unsuccessful prose-

cutions, there will be no costs taxed in the

The petition for a rehearing in the case

of Charles C. Hauger against Lou Benna,

was overruled by the Supreme Court.

Hauger published an advertisement in one

of the papers in Salem. where the plaintiff

and defendant are rival clothing dealers.

in which he made charges of improper con-

duct on the part of his rival, in his ef-

forts to secure business. Benna distributed

a very plainly worded circular on the

streets, and Hauger then sued him for

libel, and the jury found for the defendant.

A judgment for \$1,500 recovered by Solo-

mon Isaacs against the United States Cap-

sule Company was affirmed by the Su-

preme Court. Isaacs recovered a judgment

against the company before it went into

the trust, and after the consolidation with

other companies it refused to pay the

DEFENDANTS' BRIEF

Filed in the Federal Court in the

Stockyards Case.

state Stockyards Company against

The defendants in the case of the Inter-

Indianapolis Union Railway Company and

others, filed their brief in the Federal

Court yesterday. The action to restrain the

defendants from refusing to handle stock

at the Interstate Company's yards was be-

gun Sept. 29, 1899. They allege that the

railway company's refusal to handle their

stock was an unjust discrimination in

Stockyards Company, and that it is con-

A temporary injunction was issued two

months ago at the preliminary hearing,

which ordered the defendants to deliver

that the company is authorized to locate

stations for the railway company, and that

the courts have no jurisdiction over their

location; that the Union Railway Company

is not amendable to the interstate com-

merce act, because it is merely a switch-

ing company, and is independent of all

TWO APPEALS FILED.

Interesting Cases That Are Carried to

the Supreme Court.

The case of the Lake Shore & Michigan

Southern against Frank Smith was filed on

appeal in the Supreme Court yesterday.

Smith was a brakeman in the employ of

while trying to make a coupling. He sued

the company for \$10,000 and recovered a

verdict, whereupon the company appealed.

Evangelina Shattuck deeded her farm to

Charles C. Shattuck, her husband, before

marriage some domestic trouble

they were married. A short time after

arose, and Mrs. Shattuck brought suit in

the Clay county Circuit Court to recover

the title to her real estate. Her husband

filed a cross petition in which he alleged

that he had added \$1,000 improvements,

and he asked a judgment for that amount.

Judgment was given for Mrs. Shattuck.

A Motion by Mrs. Jenkins.

A motion will be filed before Judge Baker

this morning by Mrs. W. H. Jenkins, wife

of one of the men lynched at Versailles,

Ripley county, several years ago, in which

plaintiffs in a suit against the sheriff of

Ripley county and his bondsmen. Mrs.

Jenkins brought suit as plaintiff, but the

Circuit Court of Appeals held that as she

was not the duly appointed administra-

and the husband failed to recover.

then appealed to the Supreme Court.

the company and had his hand mashed

other lines of railway companies.

cars at the plaintiff's yards. The defend-

ants allege in their brief filed yesterday,

trary to the interstate-commerce act.

judgment, and he attached the property.

The Supreme Court yesterday modified a

beer, and therefore it is invalid.

as well as to Terre Haute.

held that if the beer was made in Wis-

BARN BURNERS.

JUDGE BAKER'S DECISION IN PABST Incendiaries Are Supposed to Be at Work in the City.

Early yesterday morning the barn oc-It Will Also Apply to Indianapoliscupied by D. M. Marmon, rear of 970 North Delaware street, was destroyed by fire which is supposed to have been of incendiary origin. Two horses and two buggies

were burned. The loss was about \$1,000. The barn of J. F. Pratt, 963 North Pennsylvania street, was also burned about the same time, and several horses were taken out with difficulty. The loss was about

The large number of fires in barns recently has resulted in the opinion that they are of incendiary origin and the deworthy poor of the city next Mon- cision is in direct conflict with the Supreme | tectives are actively engaged in investigating. It is thought possibly the same gang that caused so much damage in a similar manner two years ago has again The Pabst Brewing Company contended gone to work.

A QUADROON'S HUSBAND

HARRY WILEY INQUIRES ABOUT HIS DEAD WIFE'S ESTATE.

nance denying such a right was in conflict with the federal Constitution. The She Left Two Trunks in Storage in court further held that the liquors were

Chicago-A Story Containing not subject to police regulation while in Some Romance. The question in the present case, was whether the law passed in Terre Haute was a police or a revenue regulation; or if

A white man giving the name of Harry it was enacted in the exercise of its police Wiley visited the probate department of the Circuit Court late Tuesday evening and If enacted under its powers of taxation, announced that he was the husband of even though it were valid as to the citi-Samantha Roberts, a quadroon, who died zens of this State, it would be invalid as in Portland, Ore., last June, and the adto the citizens of other States. The court ministration of whose estate is now pendsaid that the purpose of the power to tax ing in the court here. There is a story was revenue, and the purpose of the police of rather romantic interest connected with power was regulation, and any ordinance that was enacted under police power must have some relation to the good order,

Samantha J. Roberts is said to have been a very handsome woman, with a slight five years ago she was living in Chicago, while her mother lived here. She had some means and decided to build a house on Brookside avenue, this city. The house therefore, it was not made under a police was built and was lavishly furnished, but its owner changed her mind, and it is said any attempt to exercise a police regulation she moved all of the furniture from the house and shipped it away.

Early last June Samantha Roberts died

in Portland, Ore., in abject poverty, it is said. Until her death it was supposed by people who knew her in Portland that she was unmarried. After her death, however, a marriage license was found in her room showing that she had been married to Harry Wiley. Some letters were also found which had been written by Wiley to his wife. After her death Thomas H. Johnson, a colored man of this city, was appointed administrator to take charge of her estate in this city. The administrator in settling up her affairs found that she had two trunks packed with dishes and clothing in a storage house in Chicago. An investigation revealed that the contents of these trunks were of very little value. The administrator found that he would have to pay more money for the goods than they were worth, and he filed a petition with Probate Commissioner Walker a few weeks ago asking for instructions as to the disposition of this property. The commissioner advised that the trunks be allowed

to remain where they are. Commissioner Walker was somewhat surprised to receive a call from the husband of Samantha Roberts. Wiley is a horseman, and the probate commissioner understood that he was identified with the interests of "Lucky" Baldwin, the California millionaire. Wiley said he was passing through this city with a string of horses on his way to St. Louis. He had not heard from his wife for more than a year, and, knowing she had relatives here, he concluded to stop off and inquire about her. He was astonished to learn that she was evidently in straitened circumstances at the time of her death. He said that when he left her in Portland she was prosperous. He said he had written to her several times, but had received no reply, and he had been unable to understand why he had not heard from her. Wiley, it seems, was married to Samantha Roberts in Chicago. They went from there to Portland, but Wiley did not remain in that city

LIEUT. BRUMBY'S FUNERAL

Body of Dewey's Flag Officer at Rest in a Georgia Cemetery.

ATLANTA, Ga., Dec. 20.-The remains of Lieut. T. M. Brumby, Admiral Dewey's flag officer, were laid to rest in the soil of his native State to-day. The funeral was under the direction of the military, and the service of the Episcopal Church was conducted by Bishop C. K. Nelson. The body of the dead officer reached Atlanta early this morning and was immediately escorted to the Capitol, where it lay in state several hours, Lieutenant Caldwell, the representative of Admiral Dewey, placing the magnificent sword presented Brumby by the people of Georgia less than two months favor of a rival company, the Union ago on the casket. Among the mass of flowers about the coffin was a great wreath of white roses, japonicas and carnations twined with delicate ferns and bearing a card with the simple inscription, "The President." Another wreath of simple design was marked with the name of Secretary Long. Admiral and Mrs. Dewey's card was attached to an auchor of roses and violets. A magnificent wreath of colored roses and palms was marked, "From

Georgia friends." The cortege accompanying the remains to Oakland Cemetery was composed of a company of the Seventh Infantry from Fort McPherson, the Fifth Regiment Georgia militia, the Atlanta Artillery and Governor's Horse Guard. The honorary escort, headed by Governor Candler, consisted of United States Senator Pacon, Mayor Woodward, Lieutenant Caldwell, United States navy, justices of the Supreme Court of Georgia and state, county and city officials.

Mrs. A. E. Brumby, the aged mother of the lieutenant, was not well enough to come from her home in Marietta to attend the funeral. The Supreme Court adjourned for the

day and all the offices at the Capitol were closed in order that the Statehouse officials and clerks might attend the funeral, The city offices were also closed by order of Mayor Woodard. The Afternoon Journal to-day started a fund for the purpose of erecting a monument to the memory of Lieut. Thomas M Brumby. The fund is to be subscribed to

by Georgians principally and the monument will be erected in Atlanta. If your dealer says he has not got the Y. B. 10-cent Cigar and you wish a Ch: istmas box, come to 104 South Meridian

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